APR 2 6 2004

OFFICE OF PETITIONS

Attorney Docket No: 19720-0626 (42896-262529)

UNITED STATES PATENT AND TRADEMARK OFFIC

In re Application of: EMANUELE ET AL. Art Unit: 1635 Application No. 09/929,819 Examiner: R. Schnizer Filed: August 14, 2001 For: THERAPEUTIC DELIVERY COMPOSITIONS AND METHODS OF USE THEREOF

PETITION UNDER 37 C.F.R. §1.137(b) FOR REVIVAL OF AN APPLICATION UNINTENTIONALLY ABANDONED FOR FAILURE TO PROSECUTE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The applicants named in the patent application identified above hereby petition ' under 37 C.F.R. §1.137(b) to revive that patent application.

The above-referenced patent application went abandoned on July 30, 2003 for failure to respond to an Office Action.

The entire delay in prosecuting the application from the due date for responding to the Advisory Action until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional.

The required response to the office action dated January 30, 2003 is filed herewith.

PAGA HRIGHED 00000013 110855

01 FC:2253

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1430, on April 20, 2004.

04/23/2004 MBLANCO 00000013 110855

02 FC:2453

665.00 DP

Sima Singadia Kulkarni – Reg. No. 43,732

Petition to Revive Serial No. 09/929,819

Attorney Docket No.: 19720-0626

Page 2

A check in the amount of \$665 to cover the petition fee as required by 37 C.F.R. §1.17(m) is enclosed.

Wherefore, applicants request that the above-referenced patent application be revived.

Respectfully submitted,

By: Sima Singadia Kulkarni

Reg. No. 43,732

KILPATRICK STOCKTON LLP Suite 2800 1100 Peachtree Street Atlanta, Georgia 30309-4530 404-815-6500

Attorney Docket No.: 19626-0626 (42896-262529)